

FILED

MAR 29 2006

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

CLARENCE HAYWOOD,

Plaintiff - Appellant,

v.

BETTY B. FLETCHER, 9th Circuit Court
Judge; et al.,

Defendants - Appellees.

No. 05-56227

D.C. No. CV-05-00665-SGL

MEMORANDUM^{*}

Appeal from the United States District Court
for the Central District of California
Stephen G. Larson, Magistrate Judge, Presiding

Submitted March 8, 2006^{**}

Before: CANBY, BEEZER, and KOZINSKI, Circuit Judges.

Clarence Haywood, a California state prisoner, appeals pro se from the district court's order striking his complaint pursuant to a vexatious litigant order.

We have jurisdiction pursuant to 28 U.S.C. § 1291. We review the application of a

^{*} This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

^{**} The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

vexatious litigant order for an abuse of discretion. *See Moy v. United States*, 906 F.2d 467, 469 (9th Cir. 1990). We affirm.

In a prior appeal in *Haywood v. Hillman*, case no. 04-55468, this court affirmed the district court's imposition of a vexatious litigant order barring Haywood from filing further actions based on judicial officers' conspiracy to uphold his criminal conviction. The allegations in Haywood's complaint clearly involve the type of allegations for which the vexatious litigant order had been issued. Accordingly, we affirm the district court's order striking his complaint pursuant to that vexatious litigant order.

AFFIRMED.